



EXPRESS MAIL RECEIPT NO.: EL 988725695 US
DEPOSITED ON: February 17, 2004

10,780,084

PRACTITIONER'S DOCKET NO. 8404.028

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Donald E. Weder

Application No.: Not Yet Assigned

Art Unit: 3644

Filed: Herewith

Examiner: F. Palo

For: POT HAVING A COVER SECURED THERETO

**Mail Stop Patent Application
Commissioner for Patents
Washington, D. C. 20231**

TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.321(b)

Sir:

Charles A. Coddington, having a mailing address of P.O. Box 16370, Oklahoma City, Oklahoma 73113, in the County of Oklahoma and the State of Oklahoma, represents that he is the Authorized Signatory for the Petitioner/Assignee corporation, Southpac Trust International, Inc., not individually, but as trustee of The Family Trust U/T/A dated December 8, 1995, and Charles A. Coddington, as Authorized Signatory, is authorized to sign on behalf of Petitioner/Assignee.

Southpac Trust International, Inc., not individually, but as trustee of The Family Trust U/T/A dated December 8, 1995, owns one hundred percent (100%) of the right, title and interest in and to **U.S. Patent No. 6,343,456**, issued on February 5, 2002, assignment recorded on January 26, 1996, on Reel 7795, Frame 0753.

Southpac Trust International, Inc., not individually, but as trustee of The Family Trust U/T/A dated December 8, 1995, owns one hundred percent (100%) of the right, title and interest in and to **U.S. Serial No.10/051,116**, filed on January 17, 2002, assignment recorded on January 26, 1996, on Reel 7795, Frame 0753.

Southpac Trust International, Inc., not individually, but as trustee of The Family Trust U/T/A dated December 8, 1995, owns one hundred percent (100%) of the right, title and interest in and to the above-identified patent application, **Docket No. 8404.028, filed herewith**, assignment recorded on January 26, 1996, on Reel 7795, Frame 0753.

The assignment documents relating to U.S. Patent No. **6,343,456**, and **U.S. Serial No. 10/051,116** and to the above-identified application **Attorney Docket No. 8404.028**, have been reviewed and certified by Petitioner/Assignee and, to the best of Petitioner/Assignee's knowledge and belief, title is in the Petitioner/Assignee seeking to take this action.

Petitioner/Assignee hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the earlier of the full statutory term defined in 35 U. S. C. § § 154-156 and 173, and of the term as presently shortened by any terminal disclaimers of **U.S. Patent No. 6,343,456**, and of the term of **U.S. Serial No. 10/051,116**.

Petitioner/Assignee further agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to said **U.S. Patent No. 6,343,456**, and any patent granted on **U.S. Serial No. 10/051,116**.


This agreement is to run with any patent granted on the above-identified application and is to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner/Assignee does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term defined in 35 U. S. C. § § 154-156 and 173, and of the term as presently shortened by any terminal disclaimers of said **U.S. Patent Nos. 6,343,456**, and of the term of any patent granted on **U.S. Serial No. 10/051,116**, in the event that said **U.S. Patent Nos. 6,343,456**, and of the term of any patent granted on **U.S. Serial No. 10/051,116** later: (1) expire for failure to pay a maintenance fee; (2) is held unenforceable or is found invalid by a court of competent jurisdiction; (3) is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321; (4) has all claims canceled by a reexamination certificate; (5) is reissued; or (6) is otherwise not deemed to provide the rights conveyed by 35 U.S.C. §§ 154-156 and 173 prior to the expiration of the full statutory term(s) as presently shortened by any terminal disclaimer(s), except for the separation of legal title stated above.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SOUTHPAC TRUST INTERNATIONAL, INC., not
individually, but as trustee of THE FAMILY TRUST
U/T/A dated December 8, 1995

2-17-04
(Date)

By: 
Charles A. Coddington
Authorized Signatory for Southpac
Trust International, Inc., not
individually, but as trustee
Of THE FAMILY TRUST
U/T/A dated December 8, 1995
Customer No. 30589
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Express Mail No.:

EL988725695US

Date Deposited:

02/17/2004

PTO/SB/17 (10-03)

Approved for use through 07/31/2008. OMB 0851-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE**FEE TRANSMITTAL
for FY 2004**

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 880

Complete if Known

| | |
|----------------------|------------------|
| Application Number | Not Yet Assigned |
| Filing Date | Herewith |
| First Named Inventor | Donald E. Weder |
| Examiner Name | F. Palo |
| Art Unit | 3644 |
| Attorney Docket No. | 8404.028 |

METHOD OF PAYMENT (check all that apply)
☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None
☒ Deposit Account:Deposit
Account
Number
Deposit
Account
Name

04-1700

Dunlap, Coddling & Rogers, P.C.
Customer No. 30589

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description | Fee Paid |
|-------------------------------|-------------------------------|------------------------|-----------------|
| 1001 770 | 2001 385 | Utility filing fee | 770 |
| 1002 340 | 2002 170 | Design filing fee | |
| 1003 530 | 2003 265 | Plant filing fee | |
| 1004 770 | 2004 385 | Reissue filing fee | |
| 1005 160 | 2005 80 | Provisional filing fee | |
| SUBTOTAL (1) | | | (\$ 770) |

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| Total Claims | Extra Claims | Fee from below | Fee Paid |
|--------------------|--------------|----------------|----------|
| 14 | 14 | \$0 | \$0 |
| Independent Claims | 3 | \$0 | \$0 |
| Multiple Dependent | | \$0 | \$0 |

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description |
|-------------------------------|-------------------------------|--|
| 1202 18 | 2202 9 | Claims in excess of 20 |
| 1201 86 | 2201 43 | Independent claims in excess of 3 |
| 1203 290 | 2203 145 | Multiple dependent claim, if not paid |
| 1204 86 | 2204 43 | ** Reissue independent claims over original patent |
| 1205 18 | 2205 9 | ** Reissue claims in excess of 20 and over original patent |
| SUBTOTAL (2) | | |

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Small Entity

| Fee Code (\$) | Fee Code (\$) | Fee Description | Fee Paid |
|---|---------------|--|----------|
| 1051 130 | 2051 85 | Surcharge - late filing fee or oath | |
| 1052 50 | 2052 25 | Surcharge - late provisional filing fee or cover sheet | |
| 1053 130 | 1053 130 | Non-English specification | |
| 1812 2,520 | 1812 2,520 | For filing a request for <i>ex parte</i> reexamination | |
| 1804 920* | 1804 920* | Requesting publication of SIR prior to Examiner action | |
| 1805 1,840* | 1805 1,840* | Requesting publication of SIR after Examiner action | |
| 1251 110 | 2251 55 | Extension for reply within first month | |
| 1252 420 | 2252 210 | Extension for reply within second month | |
| 1253 950 | 2253 475 | Extension for reply within third month | |
| 1254 1,480 | 2254 740 | Extension for reply within fourth month | |
| 1255 2,010 | 2255 1,005 | Extension for reply within fifth month | |
| 1401 330 | 2401 165 | Notice of Appeal | |
| 1402 330 | 2402 165 | Filing a brief in support of an appeal | |
| 1403 290 | 2403 145 | Request for oral hearing | |
| 1451 1,510 | 1451 1,510 | Petition to institute a public use proceeding | |
| 1452 110 | 2452 55 | Petition to revive - unavoidable | |
| 1453 1,330 | 2453 665 | Petition to revive - unintentional | |
| 1501 1,330 | 2501 665 | Utility issue fee (or reissue) | |
| 1502 480 | 2502 240 | Design issue fee | |
| 1503 640 | 2503 320 | Plant issue fee | |
| 1460 130 | 1460 130 | Petitions to the Commissioner | |
| 1807 50 | 1807 50 | Processing fee under 37 CFR 1.17(q) | |
| 1806 180 | 1806 180 | Submission of Information Disclosure Stmt | |
| 8021 40 | 8021 40 | Recording each patent assignment per property (times number of properties) | |
| 1809 770 | 2809 385 | Filing a submission after final rejection (37 CFR 1.129(a)) | |
| 1810 770 | 2810 385 | For each additional invention to be examined (37 CFR 1.129(b)) | |
| 1801 770 | 2801 385 | Request for Continued Examination (RCE) | |
| 1802 900 | 1802 900 | Request for expedited examination of a design application | |
| Other fee (specify) Terminal Disclaimer | | | 110 |

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 110**SUBMITTED BY**

Name (Print/Type)

Christopher W. Corbett

Registration No.
(Attorney/Agent)

36,109

(Complete if applicable)

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Date

02/17/2004

Mail Stop Patent Application
Commissioner for Patents
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